

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

August 14, 1947
10:30 A.M.

Council Chamber, City Hall

The meeting was called to order, with Mayor Miller presiding.

Roll call

Present: Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry-4

Absent : Councilman Johnson -1

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; Trueman E. O'Quinn, City Attorney; and R. D. Thorp, Chief of Police.

The reading of the Minutes was dispensed with.

The following report of the Board of Adjustment was received:

*ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicants : Edward Joseph and Mrs. Wilhelmine B. Sheffield.

I. Referred to the Board by the City Council on : July 24, 1947 and August 7, 1947

II. Property affected:

The rear 132 feet of an L-shaped tract of land fronting on Guadalupe Street north of 34th Street and also fronting 65.3 feet on Fruth Street approximately 94 feet north of 34th Street; and a 94'x203' tract at the northwest corner of 34th Street and Fruth Street; being more particularly described by metes and bounds in the attached application.

III. To be changed

From : "A" Residence District and First Height and Area District

To : "C" Commercial District and Second Height and Area District
or "C" Commercial District and "B-1" Residence District
and Second Height and Area District.

IV. Considered by the Board on : August 12, 1947

V. Parties appearing:

For : Chas. F. Herring and Mrs. Sheffield

Against: H. Grady Chandler; Joe Dacy; Oliver Bruck; Dr. E. K. Blewett,
for his mother; Misses Almata and Eloise Yett; Chas. Real;
C. W. Swenson; and Dr. F. L. Charlton, on the grounds
that they bought property in this neighborhood for homes
and wished to retain the present residential classifica-
tion.

VI. Action of the Board: Recommended that the existing "C-1" Commercial District along Guadalupe Street be extended 16 feet to the east and the remainder of the "A" Residence District be changed to "B-1" Residence District, all to be changed to Second Height and Area District.

For the following reasons:

1. The two tracts of land included in this petition comprise the south half of a block located between Guadalupe and Fruth Streets, west 34th and West 35th Streets, and the portion fronting on Guadalupe Street is now zoned as "C-1" Commercial District for a depth of 134 feet, the remainder adjacent to Fruth Street being "A" Residence District and the northeast one-fourth of the block being "C" Commercial District.
2. The applicant, Edward Joseph, is requesting that the portion of his property now in an "A" Residence District be changed to "C" Commercial designation, or, in the alternative, that the west 16 feet of this residence property be zoned "C" Commercial and the remainder be classed as a "B-1" Residence District.
3. The other applicant, Mrs. Wilhelmine B. Sheffield, is requesting that the same zoning classification as that given Mr. Joseph be given her property on the grounds that she would be penalized if the Joseph property is made commercial or "B-1" Residence designation and hers remains in an "A" Residence District.
4. The Board deemed, in view of the objections expressed by property owners in this neighborhood, that to extend the present "C" Commercial District to cover the residence portion of this block would be objectionable but that to extend the "C-1" Commercial District 16 feet to the east and to zone the remainder of the property "B-1" designation would give the applicant, Edward Joseph, sufficient space to complete a building for which the foundation is already constructed to be used for commercial

purposes and that the "B-1" designation would be in the nature of a transitional zone between the commercial property and the residence property to the east and south of this block.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application be called for September 11, 1947, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Frank Johnson, representing the Veterans of Foreign Wars Organization, came before the Council and asked for permission for said Organization to conduct a car raffle on the streets. It was the sense of the Council that the request be declined.

Tom G. Dye, representing the Labor Council, came before the Council and extended an invitation to said Body, the City Manager, and other city officials to be in the Labor Day parade, and for the use of some of the City's fire apparatus and garbage trucks for the parade. The City Manager was directed to grant the use of the equipment, if possible, and to notify said Tom G. Dye when the equipment can be had.

Bill Weaver and Bill Bowman, representing the residents of Brackenridge Apartments on Lake Austin Boulevard, came before the Council and requested that the City build additional fence to protect them from stray golf balls. The matter was referred to the City Manager to look into, find out what the additional cost of fence will be, with a view to getting the fence built.

The Pastor of Mt. Olive Baptist Church, Colored, 1113 Leona Street, came before the Council and requested that the bad condition of the street be remedied and that street lights be placed there. The matter was referred to the City Manager to look into.

Bascom Giles came before the Council and requested that East 38 $\frac{1}{2}$ Street from East Avenue to city limits be topped with a lighter pavement in order that the work may be done now. The matter was taken under advisement for further consideration in a special meeting with Mr. Giles and other interested citizens, the date of the meeting to be determined .

The following applications for private boat licenses, duly approved by the Navigation Board, were submitted:

<u>Name of Owner</u>	<u>Description of Boat</u>
Goodwyn Calhoun, Rt.1, Box 362	Penn Yan, Moto-Sail, 1942 Model, "Sea Horse", 4-passenger
C.R.Hines and D.G.Walker, 711 W.22 $\frac{1}{2}$	Sail Board, gull class, 1935 Model, "Peguoid II", 6-passenger
George S.Nalle, Jr., 604 W.10th St.	Century, Inboard, 1938 Model, 10-passenger
A. L. Nye, Jr., 1705 Westover Road	Home-built, Outboard, 1922 Model, "Fuen Rud", 6-passenger

Councilman Bartholomew moved that the licenses be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The following tabulation of bids for the construction of a storm sewer in Barton Springs Road, from Barton Boulevard to Barton Creek Bridge, was submitted by the City Manager:

"August 12, 1947

Memorandum to : Guiton Morgan, City Manager

Memorandum from: J. E. Motheral, Director of Public Works

Bids were opened and tabulated at 10:00 A. M., August 12, 1947, for the construction of a storm sewer in Barton Springs Road, from Barton Boulevard to Barton Creek Bridge. The bids were as follows:

Joe Bland Construction Company -	\$1,820.50
Ricks Construction Company	2,702.75
Moore Construction Company	3,060.17

The low bid is well within our estimate, and we recommend the award of the contract to Joe Bland Construction Company.

(Sgd) J. E. Motheral

Approved:

(Sgd) Guiton Morgan. "

Councilman Glass moved that the bid of Joe Bland Construction Company, low bidder, in the amount of \$1,820.50, be accepted; and that the City Manager be directed to enter into contract accordingly. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson.

The application of ERNEST JACOB KUNKEL, 300 Congress Avenue, for a license to operate as a taxicab a Plymouth Sedan, 1941 Model, Engine No. T-23498, State License No. JB-8439, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The application of LORRAINE ANN WADE, Colored, 2101 Washington Avenue, for a taxicab driver's permit, duly approved by the City Manager, was submitted. Councilman Thornberry moved that the permit be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson.

The appeal of EARL LEE ALEXANDER, Colored, 2004 East 11th Street, on his application for a taxicab driver's permit, recommended for denial, was heard. After considering the facts in the case, it was moved by Councilman Thornberry that the said Earl Lee Alexander, Colored, be granted a ninety days probationary permit to drive a taxicab. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The appeal of ALFRED RICHARD LOVELL, 308 West 5th Street, on his application for a taxicab driver's permit, recommended for denial, was heard. After considering the facts in the case, it was moved by Councilman Thornberry that the said Alfred Richard Lovell be granted a ninety days probationary permit to drive a taxicab. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The application of PIONEER LIQUOR & DELICATESSEN STORE, 133 East 6th Street, by S. Kopel, for a liquor license, duly approved by the City Manager, was submitted. Councilman Glass moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The application of TURF BAR, 715 East 6th Street, by Joe Carlin, for a wine and beer license, duly approved by the City Manager, was submitted. Councilman Glass moved that the license be granted. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains

in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be, and the same is hereby, permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in STEVENSON AVENUE, from a point 209 feet east of Pecos Street westerly 86 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said Stevenson Avenue.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (2) A gas main in ELLINGSON LANE, from a point 68 feet west of Clarkson Avenue easterly 22 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said Ellingson Lane.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (3) A gas main in EAST 12TH STREET, from a point 200 feet east of East Avenue easterly 310 feet, the centerline of which gas main shall be 20 feet south of, and parallel to, the north property line of said East 12th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (4) A gas main in EAST 49TH STREET, from a point 78 feet east of Airport Boulevard westerly 64 feet, the centerline of which gas main shall be 7.5 feet south of, and parallel to, the north property line of said East 49th Street.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

- (5) A gas main in NEWMAN DRIVE, from a point 60 feet north of West 8th Street northerly 351 feet, the centerline of which gas main shall be 7.5 feet west of, and parallel to, the east property line of said Newman Drive.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their

assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

And that whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

That the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Councilman Bartholomew introduced the following ordinance:

AN ORDINANCE VACATING AND CLOSING A 16-FOOT ALLEY IN BLOCK 14 OF GLENRIDGE ADDITION TO THE CITY OF AUSTIN, WHICH ALLEY IS ONE-HALF BLOCK EAST OF AND PARALLEL TO MILLS AVENUE AND EXTENDS FROM WEST 37TH STREET TO LAKESIDE BOULEVARD, BUT RETAINING EASEMENT RIGHTS WITHIN THE ALLEY FOR ALL PUBLIC UTILITIES; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Bartholomew moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes: Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes: None

Absent: Councilman Johnson

The ordinance was read the second time and Councilman Bartholomew moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The ordinance was read the third time and Councilman Bartholomew moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Thereupon Mayor Miller announced that the ordinance had been finally passed.

Councilman Thornberry introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "I", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "B-1" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT TO "B" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT ON CERTAIN LOTS OUT OF BLOCK 1, OUTLOT 53, DIVISION "D", IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Thornberry moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The ordinance was read the second time and Councilman Thornberry moved that the rule be further suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The ordinance was read the third time and Councilman Thornberry moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Thereupon Mayor Miller announced that the ordinance had been finally passed.

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant: Chas. J. Armstrong and O. Cage

I. Referred to the Board by the City Council on : July 24, 1947

II. Property affected:

The west 2/3 of Lots 9, 10 and 11, Block 5, Penn Addition,
and the south 5 feet of Lot 5 and all of Lots 6, 7, and 8,
Hillview Addition, being located at the southeast and north-
east corners of Lamar Boulevard and West 34th Street

III. To be changed

From : "A" Residence District and First Height and Area District

To : "C" Commercial District and First Height and Area District

IV. Considered by the Board on: August 12, 1947

V. Parties appearing:

For : O. Cage and S. R. Fulmore

Against: None

VI. Action of the Board : Above change recommended

For the following reasons:

1. This application is for a change in the zoning designation of property located at the northeast corner of Lamar Boulevard and West 34th Street for the purpose of erecting a service station, and the property on the southeast corner was included to provide a uniform designation of all four corners of the intersection since all of the property fronting on both sides of West 34th Street west of Lamar Boulevard for about three blocks is now zoned "C" Commercial.
2. The Magnolia Petroleum Company had previously purchased property on another corner on Lamar Boulevard but were unable to use it for a service station after right-of-way for Lamar Boulevard was purchased by the City, and they are now proposing to operate the business at this corner.
3. The Board deemed that under the conditions and circumstances this property is better suited to "C" Commercial uses as an extension of the "C" Commercial zone now existing across Lamar Boulevard, and since both Lamar Boulevard and West

34th Street are through major thoroughfares.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application of Chas. J. Armstrong and O. Cage be called for Thursday, September 11, 1947. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Thornberry

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant: G. W. Cage

I. Referred to the Board by the City Council on : July 24, 1947

II. Property affected:

Approximately 1.42 acres of land fronting 92.3 feet on the east side of South Congress Avenue in the 900 block as described by metes and bounds in the attached application and shown on the attached plat.

III. To be changed

From : "B" Residence District and Second Height and Area District

To : "C" Commercial District and Second Height and Area District

IV. Considered by the Board on : August 12, 1947

V. Parties appearing:

For : G. W. Cage

Against: None

VI. Action of the Board : Change recommended.

For the following reasons:

1. The property affected in this application is a tract of land extending from South Congress Avenue east to a creek, the portion fronting on South Congress Avenue being designated as a "C-1" Commercial District for a depth of 150 feet.

2. The applicant is requesting that the remainder of this property be designated as "C" Commercial District to permit the erection of a tourist court on the grounds; that the property is not suitable for residential or home development with no outlet to a street except South Congress Avenue and also the fact that the property adjoining his on the south and extending practically the same depth as his property is now developed as a tourist court and is included in the "C-1" Commercial District.
3. The Board deemed that this property is more suited to the proposed development than uses permitted in a "B" Residence District because of surrounding development and the topography and location of the property in an area which is not subdivided into small lots but is all in large tracts of land.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application of G. W. Cage be called for Thursday, September 11, 1947, at 11:00 A.M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant : Bascom Giles

I. Referred to the Board by the City Council on : July 24, 1947

II. Property affected:

- a. $1\frac{1}{2}$ acres at the southwest corner of Airport Boulevard and Manor Road
 - b. About 7 acres lying along the railroad between 19th Street and Manor Road
- Both tracts being shown in the attached plat.

III. To be changed

From : "A" Residence District and First Height and Area District

To : a. "C" Commercial District and First Height and Area District
b. "D" Industrial District and Third Height and Area District

IV. Considered by the Board on : August 12, 1947

V. Parties appearing:

For : Bascom Giles

Against: None

VI. Action of the Board : Above changes recommended

For the following reasons:

1. The property included in this application consists of a tract of $1\frac{1}{2}$ acres of land at the southwest corner of Airport Boulevard and Manor Road to be designated "C" Commercial and a tract of about seven acres lying along the Railroad between 19th Street and Manor Road to be designated "D" Industrial.
2. The $1\frac{1}{2}$ acre tract was designated as a shopping center on a subdivision plat of Pannell Place which was approved by the City Plan Commission on January 29, 1947, to serve the needs of occupants in this subdivision and the applicant affirms that residences are now being constructed on a number of lots in the subdivision and there is a need for the community center.
3. The applicant further affirms that the property requested to be changed to "D" Industrial is a low tract of land lying adjacent to the railroad which is unsuitable for residential development owing to the existence of a creek running through for the entire length of the property and its proximity to the railroad and the existing industrial zone to the west in which the Texas Quarries are located.
4. All of the property to the north and east of this property is outside of the city limits at this time and the intersection of Airport Boulevard and Manor Road is of such size and shape that the community center will not cause a traffic hazard.
5. The Board deemed that to create a community center in this subdivision would not be objectionable and would serve the needs of the residents, and further deemed that the property adjacent to the railroad is more suited to industrial development because of the existing adjacent industrial business and the topography of the ground.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application of Bascom Giles be called for Thursday, September 11, 1947, at 11:00A.M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant: F. W. Sternenberg

I. Referred to the Board by the City Council on : July 24, 1947

II. Property affected:

The south 60 feet of Lot 10 and the south 60 feet of a triangular tract east of and adjoining Lot 10, Block 1, Grooms Addition, being located on the west side of Duval Street north of the alley between East 30th Street and East 31st Street.

III. To be changed

From : "B" Residence District

To : "C" Commercial District

IV. Considered by the Board on : August 12, 1947

V. Parties appearing:

For : F. W. Sternenberg and Mr. Kohn

Against: Mrs. Nella T. Evans, on account of additional traffic caused by the operation of a business here, and Jessie W. Copeland, because of the adverse effect of the change on his property immediately to the north.

VI. Action of the Board : Change not recommended

For the following reasons:

1. This application is for a change in the zoning designation of property located on the west side of Duval Street on the north side of an alley between East 30th and East 31st Streets to permit the sale of this property for the erection and operation of a pie and pastry bakery.
2. The owner of adjacent property to the north opposed this change because it would adversely affect his property which is now developed for residential purposes as his home and also on account of the already excessive traffic on Duval Street which is too narrow for the flow of traffic now on this street which would be further aggravated by a retail business on this lot. The property owner across Duval Street also opposes this change for the same reasons.
3. The property across the alley to the south was originally zoned for commercial uses because of existing business on the corner

of Duval and 30th Streets at the time the Zoning Ordinance was passed, but this property has not yet been developed for commercial uses. There is also still available considerable commercial property to the south of 30th Street extending from Duval Street westward.

4. The present community center should be fully developed before any other extension is made and then this extension should be westward along San Jacinto Boulevard and 30th Street.
5. Duval Street is a residential street with high-class home development to the north and east of this property and commercial uses are located in the community center at its intersection with San Jacinto Boulevard.
6. The Board deemed that the commercial zone should not be extended farther north on Duval Street to encroach on the residential development and further deemed that the present "B" designation would permit proper development on the property and is in the nature of a transitional zone between the present "C" Commercial District and the "A" Residence development.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application of F. W. Sternenberg be called for Thursday, September 11, 1947, at 11:00 A. M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The following report of the Board of Adjustment was received:

"ZONING BOARD OF ADJUSTMENT
AUSTIN, TEXAS
ZONING CHANGE RECOMMENDATION .

Applicant : Tim Golden

I. Referred to the Board by the City Council on : July 31, 1947

II. Property affected:

Lots 18 and 19 , in Delzell Subdivision No. 2, Outlot 39, Division "A", being located at the northeast corner of Tillery Street and Lyons Road

III. To be changed

From : "A" Residence District

To : "C" Commercial District

IV. Considered by the Board on : August 12, 1947

V. Parties appearing:

For : Tim Golden

Against: None

VI. Action of the Board: Change not recommended

For the following reasons:

1. The property requested to be changed consists of two lots at the northeast corner of Tillery Street and Lyons Road in the Delzell Subdivision, one block west of an industrial district which was recently extended from the railroad to Cherico Street.
2. The applicant affirms that he proposes to erect and operate a grocery store and filling station on this property, and further affirms that he would serve customers coming from property to the north, since the majority of property to the east, south and west in this area is still undeveloped for residential purposes.
3. The Board deemed that to change the two lots at this location would be creating a spot commercial zone in an area which is still greatly undeveloped and not in response to any public demand or necessity.

(Sgd) H. F. Kuehne
Chairman. "

Councilman Glass moved that a public hearing on the foregoing application of Tim Golden be called for Thursday, September 11, 1947, at 11:00 A.M. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

Councilman Bartholomew moved that the City Council go on record as indorsing the Constitutional Amendment to be voted on on August 23, authorizing a \$60,000,000.00 building program for sixteen state-supported colleges and universities, by which the University of Texas would be permitted to issue \$10,000,000.00 of bonds for its building program, said bonds to be retired with income from its permanent fund, and call on the citizens of Austin to vote for the amendment. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The application of Sam Roselle for change in zoning, from "C" Commercial District to "C-2" Commercial District of property located at 1012 West Sixth Street, was received. Councilman Glass moved that the application be referred to the Board of Adjustment for consideration and recommendation. The motion carried by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

The following resolution was submitted:

(RESOLUTION)

WHEREAS, the following named persons owed delinquent taxes to the City of Austin; and

WHEREAS, the City Assessor and Collector has collected the amounts shown herein for the years indicated:

S. M. Haskett	1934 thru 1937 and 1946	\$10.10
Edgar A. Hunley	1944	5.99
John O. Steadman	1940	<u>6.64</u>
		\$22.73

and

WHEREAS, on the above accounts penalties and interest in the sum of \$3.69 were collected; Therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Tax Assessor and Collector be and is hereby authorized and directed to clear the above accounts as paid for all years indicated.

The resolution was adopted by the following vote:

Ayes : Councilmen Bartholomew, Glass, Mayor Miller, and Councilman Thornberry

Noes : None

Absent: Councilman Johnson

There being no further business, upon motion seconded and carried, the meeting was recessed at 11:10 A. M., subject to call of the Mayor.

Approved: _____

MAYOR

Attest:

Helene M. Keen City Clerk